

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN
APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
☒ Application No. 09/945,040, filed on 8/31/2001,
☐ as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/ we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one: KEITH R. BERDING

Signature: 

Citizen of: UNITED STATES

Inventor two: JOHN R. GUSTAFSON

Signature: 

Citizen of: UNITED STATES

Inventor three: MICHAEL G. CHOY

Signature: 

Citizen of: UNITED STATES

Inventor four: _____

Signature: _____

Citizen of: _____

☐ Additional inventors are being named on _____ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box → ☐

PTO/SB/81 (10-00)

Approved for use through 10/31/2002. OMB 0651-0035

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POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	09/945,040
Filing Date	8/31/2001
First Named Inventor	KEITH R. BERDING
Group Art Unit	2652
Examiner Name	UNKNOWN
Attorney Docket Number	K35A0855

I hereby appoint:

☐ Practitioners at Customer Number →

Place Customer
Number Bar Code
Label here

☒ Practitioner(s) named below:

Name	Registration Number
Won Tae C. Kim, Esq.	40,457
Milad G. Shara, Esq.	39,367

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

☐ Firm or
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name

MICHAEL G. CHOY

Signature

Michael G. Choy

Date

11/14/01

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 3 forms are submitted.

Please type a plus sign (+) inside this box → ☐

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☐ The above-mentioned Customer Number.

OR

<input type="checkbox"/> Firm or Individual Name				
Address				
Address				
City	State	Zip		
Country				
Telephone	Fax			

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☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name	JOHN R. GUSTAFSON
Signature	<i>J. R. Gustafson</i>
Date	Nov 12, 2001

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

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Please type a plus sign (+) inside this box → ☐

PTO/SB/81 (10-00)

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Name KEITH R. BERDING

Signature

Date

11/13/01

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☒ *Total of 3 forms are submitted.



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MARCH 12, 2002

PTAS

Chief Information Officer
Washington, DC 20231
www.uspto.gov

WESTERN DIGITAL TECHNOLOGIES, INC.
WON TAE C. KIM
INTELLECTUAL PROPERTY DEPT. - C2
20511 LAKE FOREST DRIVE
LAKE FOREST, CA 92630



101953077A

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THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 01/08/2002

REEL/FRAME: 012467/0007
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
BERDING, KEITH R. ✓

DOC DATE: 11/13/2001

ASSIGNOR:
GUSTAFSON, JOHN R. ✓

DOC DATE: 11/13/2001

ASSIGNOR:
CHOY, MICHAEL G. ✓

DOC DATE: 11/14/2001

ASSIGNEE:
WESTERN DIGITAL TECHNOLOGIES, INC.
20511 LAKE FOREST DRIVE
LAKE FOREST, CALIFORNIA 92630

SERIAL NUMBER: 09945040 ✓
PATENT NUMBER:

FILING DATE: 08/31/2001 ✓
ISSUE DATE:

012467/0007 PAGE 2

JEFFREY OLSEN, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



K35A0855

01-18-2002

Form PTO-1595
(Rev. 03/01)

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U.S. Patent and Trademark Office

OMB No. 0651-0027 (exp. 5/31/2002)

101953077

Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

1. KEITH R. BERDING
2. JOHN R. GUSTAFSON
3. MICHAEL G. CHOY

1-8-02

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

1. 11/13/2001
2. 11/13/2001
3. 11/14/2001

Execution Date: _____

2. Name and address of receiving party(ies)

Name: WESTERN DIGITAL TECHNOLOGIES, INC.

Internal Address: _____

Street Address: 20511 LAKE FOREST DRIVE

City: LAKE FOREST State: CA Zip: 92630

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

09/945,040

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: WON TAE C. KIM, REG. 40,457

Internal Address: _____

WESTERN DIGITAL TECHNOLOGIES, INC.

INTELLECTUAL PROPERTY DEPT. - C2

Street Address: 20511 LAKE FOREST DRIVE

City: LAKE FOREST State: CA Zip: 92630

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

23-1209

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

WON TAE C. KIM, REG. 40,457

Name of Person Signing

Signature

11/16/01

Date

Total number of pages including cover sheet, attachments, and documents: 4

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

01/17/2002 LNUELLER 00000126 231209

09945040

01 FC:581

40.00 CH

ASSIGNMENT

Whereas, I, MICHAEL G. CHOY, a United States citizen, residing at Mountain View, California, have invented certain new and useful improvements in DISK DRIVE INCLUDING SPINDLE MOTOR HUB AND DAMPING MEMBERS FOR DAMPING DISK MOVEMENT (hereafter "Improvements") for which I have executed an application for a United States Patent filed on August 31, 2001, Application No. 09/945,040 (hereafter "Application"); and

Whereas, Western Digital Technologies, Inc. (hereafter "Assignee"), a Delaware Corporation, desires to acquire the entire right, title, and interest in and to the Improvements and the Application.

Now, therefore, in consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the inventor, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the Assignee, its successors, legal representatives and assignees, the entire right, title, and interest throughout the world in, to and under the Improvements, and the Application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereof and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for the Improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patents for the Improvements to the Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

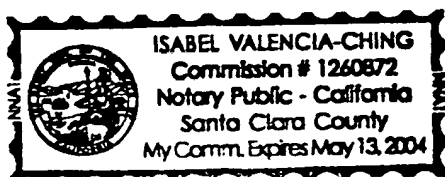
I hereby covenant and agree that I will communicate to the Assignee, its successors, legal representatives and assigns, any facts known to me respecting the Improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and aid the Assignee, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for the Improvements in all countries.

Michael G. Choy 11/14/01
MICHAEL G. CHOY Date

State of California)
County of Santa Clara) ss.

On November 14, 2001, before me, Isabel Valencia Ching, Notary Public, personally appeared MICHAEL G. CHOY and proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person executed the instrument.

Witness my hand and official seal.



Isabel Valencia Ching
Notary Signature

ASSIGNMENT

Whereas, I, JOHN R. GUSTAFSON, a United States citizen, residing at Los Gatos, California, have invented certain new and useful improvements in DISK DRIVE INCLUDING SPINDLE MOTOR HUB AND DAMPING MEMBERS FOR DAMPING DISK MOVEMENT (hereafter "Improvements") for which I have executed an application for a United States Patent filed on 8/31/2001, Application No. 09/945,040 (hereafter "Application"); and

Whereas, Western Digital Technologies, Inc. (hereafter "Assignee"), a Delaware Corporation, desires to acquire the entire right, title, and interest in and to the Improvements and the Application.

Now, therefore, in consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the inventor, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the Assignee, its successors, legal representatives and assignees, the entire right, title, and interest throughout the world in, to and under the Improvements, and the Application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereof and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for the Improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patents for the Improvements to the Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

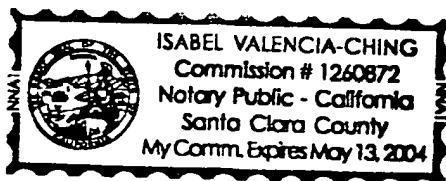
I hereby covenant and agree that I will communicate to the Assignee, its successors, legal representatives and assigns, any facts known to me respecting the Improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and aid the Assignee, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for the Improvements in all countries.

John R. Gustafson Nov 13, 01
JOHN R. GUSTAFSON Date

State of California)
County of Santa Clara) ss.

On November 13, 2001, before me, Isabel Valencia Ching, Notary Public, personally appeared JOHN R. GUSTAFSON and proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person executed the instrument.

Witness my hand and official seal.



Isabel Valencia Ching
Notary Signature


ASSIGNMENT

Whereas, I, KEITH R. BERDING, a United States citizen, residing at San Jose, California, have invented certain new and useful improvements in DISK DRIVE INCLUDING SPINDLE MOTOR HUB AND DAMPING MEMBERS FOR DAMPING DISK MOVEMENT (hereafter "Improvements") for which I have executed an application for a United States Patent filed on August 31, 2001, Application No. 09/945,040 (hereafter "Application"); and

Whereas, Western Digital Technologies, Inc. (hereafter "Assignee"), a Delaware Corporation, desires to acquire the entire right, title, and interest in and to the Improvements and the Application.

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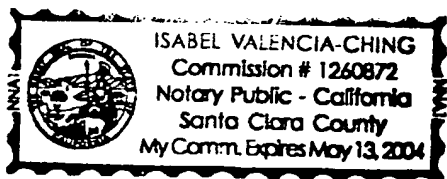
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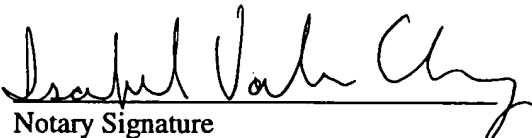

KEITH R. BERDING 11/13/01
Date

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County of Santa Clara) ss.

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Notary Signature